UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

MARK A. SINDECUSE, M.D.,	
Plaintiff,)
vs.) Case number 4:06cv0665 TCM
DEAN M. KATSAROS,)
KATSAROS & ASSOCS., INC., and	
CIB MARINE BANCSHARES, INC.,	
)
Defendants.)

ORDER

This case is before the Court on a "Notice" filed by plaintiff, Mark A. Sindecuse, M.D., dismissing without prejudice Counts I and IV of his amended complaint against defendant Dean M. Katsaros. This "Notice" is not signed by all parties, see Fed.R.Civ.P. 41(a), and shall be construed as a motion for leave to dismiss. The motion is unopposed. Accordingly,

IT IS HEREBY ORDERED that Plaintiff's motion for leave to dismiss without prejudice Counts I and IV of his amended complaint against Dean M. Katsaros is GRANTED. [Doc. 71]

/s/ Thomas C. Mummert, III
THOMAS C. MUMMERT, III
UNITED STATES MAGISTRATE JUDGE

Dated this 16th day of July, 2007.